

House File 34

HOUSE FILE _____
BY RAECKER

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the improper influence of executive branch
2 officials, executive branch employees, members of the general
3 assembly, and legislative employees, and making penalties
4 applicable.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 1310YH 82
7 tm/sh/8

PAG LIN

1 1 Section 1. NEW SECTION. 68B.22A IMPROPER INFLUENCE.
1 2 1. An official or state employee shall not solicit or
1 3 accept anything of value for the benefit of any state agency
1 4 given pursuant to an understanding or arrangement that the
1 5 thing of value will influence the act, vote, opinion, or
1 6 judgment, decision, or exercise of discretion of the person
1 7 with respect to the person's services provided as an official
1 8 or state employee.
1 9 2. A member of the general assembly or legislative
1 10 employee shall not solicit or accept anything of value for the
1 11 benefit of the general assembly given pursuant to an
1 12 understanding or arrangement that the thing of value will
1 13 influence the act, vote, opinion, judgment, decision, or
1 14 exercise of discretion of the person with respect to the
1 15 person's services provided as a member of the general assembly
1 16 or legislative employee.
1 17 3. This section shall not apply to the application for or
1 18 receipt of a grant obtained through a bona fide written grant
1 19 application process. This section shall not apply to
1 20 institutions under the control of the state board of regents
1 21 or the state historical society of Iowa foundation.
1 22

EXPLANATION

1 24 This bill relates to the improper influence of executive
1 25 branch officials, executive branch employees, members of the
1 26 general assembly, and legislative employees.
1 27 The bill prohibits an executive branch official, executive
1 28 branch employee, member of the general assembly, or
1 29 legislative employee from soliciting or accepting anything of
1 30 value for the benefit of any state agency or the general
1 31 assembly, respectively, given pursuant to an understanding or
1 32 arrangement that the thing of value will influence the act,
1 33 vote, opinion, judgment, decision, or exercise of discretion
1 34 of the person with respect to the person's services as an
1 35 executive branch official, executive branch employee, member
2 1 of the general assembly, or legislative employee.
2 2 The bill provides an exception for the application for or
2 3 receipt of a grant obtained through a bona fide written grant
2 4 application process and for institutions under the control of
2 5 the state board of regents or the state historical society of
2 6 Iowa foundation.
2 7 Pursuant to Code section 68B.25, a person who knowingly and
2 8 intentionally violates a provision of the bill relating to
2 9 improper influence is guilty of a serious misdemeanor and may
2 10 be reprimanded, suspended, or dismissed from the person's
2 11 position or otherwise sanctioned. A serious misdemeanor is
2 12 punishable by confinement for no more than one year and a fine
2 13 of at least \$315 but not more than \$1,875.
2 14 LSB 1310YH 82
2 15 tm:rj/sh/8